IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTY FIRST DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO.4255 of 2005

Between:

N. Ramakrishanaih, S/o. Siddaiah, Aged about 51 years, Mandal Parishad Development Officer, Raghunathpalli, Warangal District.

..... PETITIONERS

AND

1. The Government of Andhra pradesh, Rep., by the Secretarry, Panchayat Raj Department, Secretariat, Hyderabad.
2. The Commissioner, Panchayat Raj & Rural Employment, Himayathnagar, Hyderabad.
3. The Chief Executive Officer, Zilla Parishad, Khammam, Khammam District.
4. The District Panchyat Officer, Khammam, Khammam District

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of Mandamus

a. To release the expenditure of Rs.1,10,664/- (Rupees one lakh ten thousand six hundred and sixty four only) incurred in respect of the gram panchyat elections 2001 in Wyra Mandal, Khammam District.

b. To release the expenditure of Rs.1,87,000/- (rupees one lakh eighty seven thousand only) incurred in respect of the ZPTC & MPTC Elections 2001 in Wyra Mandal, Khammam District.

c. To pay the bank rate interest in the delay in payments.

d. To pay the compensation.

e. To award costs; by holding the inaction of the respondents herein as bad, void, voidable, illegal, violative of the Articles 14,16 and 21 of the Constitution of India.

Counsel for the Petitioner: MR.A.Nagender Rao

Counsel for the Respondents: G.P. for Panchayat Raj and Rural Development.

The Court at the stage of admission made the following :

ORDER:

The petitioner is the Mandal Parishad Development Officer at Raghunathapalli, Warangal District. This writ petition is filed aggrieved by the alleged inaction on the part of the respondents in releasing an amount of Rs.1,10,664/- towards the expenditure

incurred in respect of Grama panchayat elections, 2001 in Wyra Mandal, Khammam District.

As can be seen from the material on record, admittedly the petitioner made a representation 31.12.2004 requesting respondents 2 and 3 for release of the said amount. The learned Government Pleader submits that since the petitioner claims that the said expenditure was incurred for conducting Gram Panchayat Elections, the request of the petitioner will be considered in accordance with law.

In the circumstances, I deem it appropriate to dispose of the writ petition with a direction to respondents 2 and 3 to consider the representations of the petitioner dated 31.12.2004 and to pass appropriate orders in accordance with law, as expeditiously as possible, preferably within a period of four weeks from the date of receipt of this order.

Accordingly, the writ petition is disposed of. No costs.

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31.03.2005

Note :Furnish C.C in two days.

(B/o)

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To

1. The Secretary, Government of Andhra Pradesh, Panchayat Raj Department, Secretariat, Hyderabad.

2. The Commissioner, Panchayat Raj & Rural Employment, Himayathnagar, Hyderabad.

3. The Chief Executive Officer, Zilla Parishad, Khammam, Khammam District.

4. The District Panchyat Officer, Khammam, Khammam District

5. 2 CCs to the G.P. for Panchayat Raj and Rural Development, High Court Buildings, Hyderabad.(OUT)

6. 2 CD copies.